IN THE HIGH COURT OF BOMBAY AT GOA

SECOND APPEAL NO. 114 OF 2004

MR. GREGORIO MAURA,MERCES-GOA. ....Appellants

Versus

MR.MARTINHO FERNANDES,QUEPEM-GOA. ....Respondents

Mr. H.R. Bharne, advocate for the appellant.
Mr. C. A. Ferreira, advocate for the respondent.

Coram:- R. M. LODHA, J.

Date:- 17th August, 2005

P.C.

Heard Mr. Bharne, learned counsel for the appellant. I have perused the judgments of the Appeal Court as well the trial Court. Though the judgment of the Appeal Court is that of reversal, yet I find that the Appeal Court has considered the entire evidence on record and then reached the finding that the plaintiff has failed to prove that the sum of Rs.l,00,000/- was given to the defendants as a loan. The finding recorded by the Appeal Court is a finding of fact. No substantial question of law arises.

The Second Appeal is dismissed in limine.

R. M. LODHA, J.